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भारत का राजपत्र

The Gazette of India

धर्माधारण

EXTRAORDINARY

भाग II—लेख 2

PART II—Section 2

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 12]

नई दिल्ली, मंगलवार, मार्च, 12, 1991/फाल्गुन 21, 1912

No. 12]

NEW DELHI, TUESDAY, MARCH 12, 1991/PHALGUNA 21, 1912

इस भाग में विशेष पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation.

LOK SABHA

The following Bill was introduced in Lok Sabha on the 12th March, 1991:—

BILL NO. 49 OF 1991

A Bill further to amend the Salary, Allowances and Pension of Members of Parliament Act, 1954.

BE it enacted by Parliament in the Forty-second Year of the Republic of India as follows:—

1. This Act may be called the Salary, Allowances and Pension of Members of Parliament (Second Amendment) Act, 1991.

Short title.

Amendment of section 5.

2. In section 5 of the Salary, Allowances and Pension of Members of Parliament Act, 1954 (hereinafter referred to as the principal Act),—

(a) in sub-section (2), after the words "performed by him", the words, "either alone or along with a companion," shall be inserted;

(b) after Explanation II, the following Explanation shall be inserted, namely:—

"Explanation III.—For the purposes of sub-section (2), any journey performed by the companion shall be added in computing the limit of sixteen journeys specified in the proviso to that sub-section."

Amend-
ment of
section
8A.

3. In section 8A of the principal Act,—

(a) in sub-section (1),—

(i) for the portion beginning with the words "With effect from the commencement of the Salaries and Allowances of Members of Parliament (Amendment) Act, 1976", and ending with the words "whether continuous or not", the following shall be substituted, namely:—

"With effect from the commencement of the Salary, Allowances and Pension of Members of Parliament (Second Amendment) Act, 1991, there shall be paid a pension of one thousand two hundred and fifty rupees per mensem to every person who has served for a period of five years whether continuous or not";

(ii) for the existing provisions, the following provisos shall be substituted, namely:—

"Provided that with effect from the commencement of the Salary, Allowances and Pension of Members of Parliament (Second Amendment) Act, 1991, any person who has served as aforesaid for a period which falls short of five years by not more than sixty days, shall also be paid a pension of one thousand two hundred and fifty rupees per mensem:

Provided further that where any person has served as aforesaid for a period exceeding five years, there shall be paid to him an additional pension of one hundred rupees per mensem for every year in excess of five years subject to the condition that the maximum pension payable to a member shall not exceed five thousand rupees per mensem:

Provided also that every person, who has served for any period as a member of the Provisional Parliament and who is not entitled to any pension under the foregoing provisions of this sub-section, shall, with effect from the commencement of the Salary, Allowances and Pension of Members of Parliament (Second Amendment) Act, 1991, be entitled to a pension of one thousand two hundred and fifty rupees per mensem.";

(b) for sub-section (3), the following sub-section shall be substituted, namely:—

"(3) Where any person entitled to pension under sub-section (1) is also entitled to any other pension—

(a) as a member of a State Legislature; or

195 of
1976

(b) from the Central Government or any State Government or any corporation or body owned or controlled or financially aided by the Central Government or any State Government or any local authority;

under any law or otherwise, such person shall be entitled to receive the pension under sub-section (1) in addition to such other pension;

Provided that the aggregate of the pension to which such person is entitled shall not exceed five thousand rupees.”.

STATEMENT OF OBJECTS AND REASONS

The Joint Committee on Salary and Allowances of Members of Parliament has made several recommendations for increasing the pension and existing facilities of Members of Parliament and ex-Members of Parliament. It is proposed to implement the following recommendations as accepted by the Government of India:—

- (i) a Member of Parliament may have a companion while performing air journey; so, however, that the air journey performed by the companion will be computed towards the existing ceiling of 16 single air journeys;
- (ii) increase in minimum pension to Rs. 1250.00 per mensem to ex-Members of Parliament and additional pension to Rs. 100.00 per mensem for each additional year of membership beyond 5 years, subject to maximum ceiling of Rs. 5000.00 per mensem;
- (iii) grant of pension as ex-Member to be in addition to other pensions subject to a maximum ceiling of Rs. 5000.00 per mensem on all such pensions.

2. The Bill seeks to achieve the above objects.

NEW DELHI;

SATYA PRAKASH MALAVIYA.

The 9th March, 1991.

FINANCIAL MEMORANDUM

Clause 3 of the Bill seeks to amend section 8A of the Act, to provide for increase in the amount of pension for ex-Members of Parliament.

2. The above provisions would involve a recurring expenditure from the Consolidated Fund of India to the extent of Rs. 3.45 crores per annum approximately.
3. The provisions of the Bill will not involve any other expenditure either recurring or non-recurring.

K. C. RASTOGI,
Secretary-General.